

1970

# c 111 Department of Education Act

Ontario

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## CHAPTER 111

## The Department of Education Act

**1.** In this Act,Interpre-  
tation

- (a) "board" means public school board, separate school board, secondary school board or board of education;
- (b) "Department" means the Department of Education;
- (c) "Minister" means the Minister of Education;
- (d) "private school" means a school at which instruction is provided at any time between the hours of 9 a.m. and 4 p.m. on any day other than a school holiday for five or more pupils of compulsory school age, whether or not instruction is also provided for pupils of other ages, in any of the subjects of the elementary or secondary school courses of study, except a school operated by the Government of Ontario or by an elementary or secondary school board or a board of education;
- (e) "regulations" means the regulations made under this Act. R.S.O. 1960, c. 94, s. 1; 1961-62, c. 31, s. 1; 1968-69, c. 24, s. 1.

**2.—**(1) The department of the public service known as the Department of Education is continued.

Department  
continued

(2) The Minister shall preside over and have charge of the Department. R.S.O. 1960, c. 94, s. 2.

Minister  
to have  
charge

**3.** The Minister is responsible for the administration of this Act and the regulations and of such other Acts and the regulations thereunder as may be assigned to him by the Lieutenant Governor in Council. R.S.O. 1960, c. 94, s. 3.

Administra-  
tion

**4.—**(1) The Minister shall, after the close of the calendar year, file with the Provincial Secretary an annual report upon the affairs of the Department.

Annual  
report

(2) The Provincial Secretary shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session. R.S.O. 1960, c. 94, s. 4, *amended*.

Tabling

Credits for attendance in special cases

**5.** For the purpose of recording attendance, the Minister may require to be added to the actual aggregate attendance of a school the number of days attendance lost by pupils,

- (a) who left school to enlist in the Canadian Armed Forces or to become employed in the production of food or other essential war materials, and whose absence from school was in accordance with the regulations; or
- (b) who were absent from school on days regarded as holy days by the church or religious denomination to which they belong; or
- (c) who were absent from school because of,
  - (i) a failure of transportation arrangements caused by inclement weather, or
  - (ii) the closing of one or more classrooms caused by inclement weather, fire, flood or the breakdown of the school heating plant, or a similar emergency,
 which, in the opinion of the Minister, was unavoidable; or
- (d) who were absent from school when their regular classroom work was discontinued because of the holding of examinations that they were not required to write; or
- (e) who, under the terms of an arrangement approved by the Minister, were absent from a secondary school because of their early enrolment at a university or polytechnical institute in Ontario; or
- (f) who were absent from school because of the school holidays referred to in paragraphs 2, 3, 4 and 5 of section 4 of *The Schools Administration Act* except the holiday appointed by the Governor General as Thanksgiving Day. R.S.O. 1960, c. 94, s. 5; 1964, c. 20, s. 1; 1966, c. 40, s. 1; 1968-69, c. 24, s. 2.

R.S.O. 1970, c. 424

Closing of school or class

**6.—(1)** The Lieutenant Governor in Council, upon the recommendation of the Minister, may order the closing of a school or any class thereof for a specified period.

Calculation of grants

**(2)** Where a school or class is closed for a specified period under subsection 1, the school or class shall, for the purpose of calculating legislative grants, the cost of education of county pupils, and the fees, if any, of other pupils, be deemed to have been open during the period with a perfect aggregate daily attendance. R.S.O. 1960, c. 94, s. 6.

Guarantee of debentures

**7.—(1)** The Lieutenant Governor in Council may authorize the Treasurer of Ontario to guarantee payment by the Province of any debentures issued by an elementary school board in Ontario

or by a municipality in a territorial district for any school purpose for which the board or municipality is authorized to issue debentures.

(2) The form of the guarantee and the manner of its execution shall be determined by the Lieutenant Governor in Council, and every guarantee given or purporting to be given under this section is binding upon the Province and is not open to question upon any ground whatsoever.

Form of  
guarantee

(3) Any debenture issued by a school board or municipality, payment of which is guaranteed by the Province under this section, is valid and binding upon the school board or municipality by which it is issued and the ratepayers thereof, according to its terms, and the validity of any debenture so guaranteed is not open to question upon any ground whatsoever. R.S.O. 1960, c. 94, s. 8.

Validity of  
guaranteed  
debentures

**8.** Notwithstanding anything in any Act fixing the rate of interest to be paid or credited to any school board by the Treasurer of Ontario upon school securities, sinking funds or debentures deposited with or in the hands of the Treasurer of Ontario either as an investment by the Province or for investment on behalf of a school board, the rate at which interest shall be allowed to, paid by or credited to a school board upon any such securities, sinking funds or debentures heretofore or hereafter deposited with or purchased by the Treasurer of Ontario shall be the current rate of interest as fixed from time to time by the Lieutenant Governor in Council, to be based upon the average rate of interest actually payable upon the moneys borrowed on behalf of Ontario as a provincial loan and then outstanding. R.S.O. 1960, c. 94, s. 9.

Fixing rate  
of interest  
on debentures,  
etc.,  
held by  
Treasurer

**9.—(1)** The Minister shall define the courses of study in the prescribed subjects of Grade 13. R.S.O. 1960, c. 94, s. 10 (1).

Courses of  
study, etc.

(2) The Minister may,

Idem

- (a) recommend for the guidance of boards and teachers the program in kindergarten;
- (b) define the courses of study, recommend courses of study for the guidance of boards and teachers, or permit boards and teachers to define courses of study to be used with the Minister's approval, in the prescribed subjects for Grades 1 to 12 inclusive;
- (c) define courses of study and subjects to be taught in teachers' colleges and provincial technical and polytechnical institutes;
- (d) recommend reference books and library books for use by teachers and teachers-in-training;

kindergarten  
course

Grades 1-12  
courses

courses for  
teachers'  
colleges,  
institutes

text and  
reference  
books



- idem (e) approve text-books for use in teachers' colleges and provincial technical and polytechnical institutes;
- school terms (f) determine the number of terms and the dates upon which each term begins and ends in respect of teachers' colleges, provincial technical and polytechnical institutes, and schools for the deaf and blind. R.S.O. 1960, c. 94, s. 10 (2); 1966, c. 40, s. 2.

Application  
R.S.O. 1970,  
c. 410

(3) An act of the Minister under this section is not a regulation within the meaning of *The Regulations Act*. R.S.O. 1960, c. 94, s. 10 (3).

Powers of  
Minister:  
cost of  
teachers-in-  
training

**10.—(1)** The Minister may,

- (a) pay out of any appropriation for teachers' colleges or for summer and winter courses for the training and instruction of teachers the travelling and other expenses and such per diem allowance as he may fix for living expenses of students attending such schools whenever he considers such payment necessary or desirable;
- (b) accept in lieu of any requirement prescribed for a teacher, head of a department, director, supervisor or supervisory officer, or for a candidate for a certificate or for admission to a school, such evidence of experience, academic scholarship or professional training as he considers equivalent thereto;
- (c) grant a temporary or interim certificate of qualification as a teacher to a person who is a Canadian citizen or a landed immigrant and who is otherwise qualified;
- (d) grant a letter of permission to a board authorizing the board to employ an unqualified person as a teacher if the Minister is satisfied that no qualified person is available, but a letter of permission shall be effective only for the period, not exceeding one year, that the Minister may specify therein;
- (e) suspend or cancel any certificate or diploma granted under this Act or the regulations;
- (f) appoint as a commission one or more persons, as he considers expedient, to inquire into and report upon any school matter, and may confer upon such commission all the powers that may be conferred upon a commissioner appointed under *The Public Inquiries Act*;
- (g) submit a case on any question arising under *The Schools Administration Act*, *The Public Schools Act*, *The Separate Schools Act*, *The Secondary Schools and Boards of Education Act*, or this Act to a judge of the Supreme Court for his opinion and decision or, by leave of a judge of the Supreme Court, to the Court of Appeal for its opinion and decision;

accept  
equivalent  
qualification

temporary  
certificate

letter of  
permission

suspend or  
cancel

commission  
of inquiry

R.S.O. 1970,  
c. 379

secure legal  
opinion

R.S.O. 1970,  
cc. 424, 385,  
430, 425

- (h) determine all disputes and complaints laid before him, the settlement of which is not otherwise provided for by law, and all appeals made to him from a decision of a principal, supervisory officer or other school officer; determine disputes and complaints
- (i) apportion and pay all sums received for educational purposes from the Government of Canada or any source other than an appropriation by the Legislature, in accordance with the terms of the grant, if any, and otherwise in any manner he considers proper; apportion federal grants
- (j) require employees of school boards to submit to medical examinations; medical examinations
- (k) make use of any elementary or secondary school for the purposes of observation and practice teaching by teachers-in-training in any teachers' college or in a college of education established under section 17; practice teaching
- (l) provide for courses of training for supervisory officers. R.S.O. 1960, c. 94, s. 11 (1); 1968, c. 28, s. 1; 1968-69, c. 24, s. 3, *amended*. supervisory officers training

(2) Notwithstanding Part III of *The Schools Administration Act* or any other Act and notwithstanding anything in the contract between the board and the teacher, where a permanent or probationary teacher is employed by a board and a matter arises that in the opinion of the Minister adversely affects the welfare of the school in which the teacher is employed, Termination of contract where welfare of school involved R.S.O. 1970, c. 424

- (a) the board or the teacher may, with the consent of the Minister, give the other party thirty days written notice of termination, and the contract is terminated at the expiration of thirty days from the date the notice is given; or
- (b) the board may, with the consent of the Minister, give the teacher written notice of immediate termination together with one-tenth of the teacher's yearly salary in addition to the amount to which he would otherwise be entitled, and the contract thereupon is terminated. R.S.O. 1960, c. 94, s. 11 (2).

**11.—(1)** The Minister has and shall be deemed always to have had authority to establish a board to act as agent for the Crown in right of Canada represented by the Department of Labour to select and employ civilian instructors as required by the Canadian Armed Forces for duties in schools or training centres operated by the Canadian Armed Forces under procedures authorized by such Department of Labour. Board to select teachers for schools operated by Canadian Armed Forces

Pensions  
for civilian  
instructors,  
etc.

(2) The Minister may enter into an agreement with the Crown in right of Canada represented by the Minister of Labour to provide a pension plan for such civilian instructors and other employees of the board, and, where the Minister of Labour agrees to pay the employer's share under any such pension plan, may contract with an insurer under *The Insurance Act* to provide such a pension plan. 1964, c. 20, s. 2, amended.

R.S.O. 1970,  
c. 224

Regulations

**12.**—(1) Subject to the provisions of any statute in that behalf and to the approval of the Lieutenant Governor in Council, the Minister may make regulations with respect to schools or classes established under *The Public Schools Act*, *The Separate Schools Act*, *The Schools Administration Act*, *The Secondary Schools and Boards of Education Act*, or this Act, or any predecessor of any of such Acts, and with respect to all other schools supported in whole or in part by public money,

R.S.O. 1970,  
cc. 385, 430,  
424, 425

general

1. for the establishment, organization, administration and government thereof;

admit pupils

2. governing the admission of pupils;

special  
education

3. governing the establishment, organization and administration of special education programs and services;

purchase  
books

4. requiring boards to purchase books for the use of pupils;

accommoda-  
tion and  
equipment

5. prescribing the accommodation and equipment of buildings and the arrangement of premises;

bursaries

6. for the establishment and awarding of bursaries and types, classes and subclasses thereof, prescribing the terms and conditions thereof and the persons eligible therefor, for fixing the value or maximum value of any bursary or type, class or subclass thereof, and for authorizing the Minister to determine, subject to the maximum value, the amount to be awarded to an applicant where a maximum value has been prescribed;

Student-Aid  
Loan Fund

7. for the establishment of the Provincial Student-Aid Loan Fund to be maintained by donations received for that purpose and by moneys appropriated by the Legislature for that purpose, for prescribing the terms and conditions of the loans and the persons eligible therefor, for defining the types, classes and subclasses of loans, for fixing the maximum loans and terms of repayment, for authorizing the Minister to determine the amount to be loaned to an applicant not exceeding the maximum provided in the regulations, and for providing the method of repayment of loans;

cadet corps

8. for the establishment and regulation of cadet corps;

9. governing the granting of permanent, temporary, interim, special and other certificates of qualification; certificates
10. authorizing the Minister to designate a secondary school as a collegiate institute and to redesignate a collegiate institute as a secondary school, and prescribing the conditions under which he may do so; collegiate institute
11. prescribing the form of contract that shall be used for every contract entered into between a board and a permanent teacher or a probationary teacher or an itinerant teacher for the services of the teacher, and prescribing in the form of contract the terms and conditions of the contract; teacher's contract
12. governing the establishment and maintenance of public and secondary schools on lands held by the Crown in right of Canada or Ontario or an agency thereof, or on other lands that are exempt from taxation for school purposes, and providing for the payment of moneys to assist in the cost of establishment and maintenance of such schools; schools on Crown lands
13. governing the attendance at elementary and secondary schools of pupils residing on lands held by the Crown in right of Canada or Ontario or an agency thereof, or on other lands that are exempt from taxation for school purposes, and governing the payment of the cost of education of such pupils; pupils on Crown lands
14. providing for assistance in the payment of the cost of education and transportation costs of elementary and secondary school pupils residing in the territorial districts or on lands held by the Crown in right of Canada or Ontario or an agency thereof, or on other lands that are exempt from taxation for school purposes; transportation of pupils on Crown lands
15. fixing the method of calculating the cost of education of elementary and secondary school pupils residing on lands held by the Crown in right of Canada or Ontario or an agency thereof, or on other lands that are exempt from taxation for school purposes, and authorizing boards, tuition fees on Crown lands
  - i. to charge those pupils a fee in accordance with that method, or
  - ii. instead of charging those pupils a fee, to enter into an agreement with the Crown, Crown agency or other owner of the lands for the payment of an amount in lieu of the fee;



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|-------------------------------------|--|
| examination boards                  | 16. providing for the establishment of supervising examination boards and for the appointment by the Minister of the members thereof, prescribing the duties thereof and the remuneration, including allowances for travelling and other expenses, to be paid to the members thereof;  |
| examinations                        | 17. governing the establishment and conduct of examinations and the settling of the results thereof, and prescribing the fees to be paid by candidates thereat;  |
| fees of examiners                   | 18. prescribing the fees to be paid to presiding officers and examiners in connection with examinations and by whom and in what manner such fees and other expenses in connection with such examinations shall be borne and paid;  |
| certificates                        | 19. for granting diplomas and certificates of standing;  |
| subjects of study                   | 20. prescribing the subjects that shall be taught, and the subjects that may be taught, in Grades 1 to 13 inclusive;   |
| language of instruction             | 21. prescribing the language or languages in which any subject or subjects shall be taught in any grade or grades in any schools or classes;   |
| subjects for diploma                | 22. prescribing subjects leading to diplomas and certificates of standing;   |
| exchange teachers                   | 23. providing for and governing the exchange of teachers between Ontario and other parts of Canada and between Ontario and other jurisdictions;  |
| school gardens                      | 24. for the establishment and regulation of school gardens;  |
| school libraries                    | 25. for the establishment and regulation of school libraries;  |
| medical and dental inspection       | 26. subject to the approval of the Minister of Health, for the medical and dental inspection of pupils in elementary schools where provision for such inspection was inaugurated by the boards of such schools before the 31st day of July, 1924, and in secondary schools where such provision was inaugurated by the boards of such schools before the 31st day of December, 1941; |
| practice teaching                   | 27. respecting the use of schools for purposes of observation and practice teaching by teachers-in-training;   |
| powers and duties of teachers, etc. | 28. prescribing the powers, duties and qualifications, and governing the appointment of, teachers, supervisors, supervisory officers, heads of departments, principals, superintendents, bursars, matrons, directors, school attendance counsellors and other officials;   |

29. prescribing the duties of pupils; pupils
30. prescribing the qualifications and experience that will be recognized for the purpose of,
  - i. qualifying persons to teach, qualification to teach, attend school, write exams
  - ii. admitting persons to schools, and
  - iii. permitting persons to write examinations;
31. governing the operation of schools for trainable retarded children; schools for trainable retarded children
32. prescribing the powers and duties of boards with respect to the appointment and duties of school attendance counsellors, and providing for the giving of notices and the making of returns in connection with school attendance; attendance counsellors
33. prescribing forms and providing for their use; forms
34. governing the selection and approval of text-books, library books and reference books for use in Grades 1 to 13 inclusive; approve texts
35. governing the transportation of pupils to and from elementary and secondary schools and schools for trainable retarded children; transportation
36. providing for assistance in the payment of transportation costs of persons residing in the territorial districts who are attending universities or other institutions of higher learning; idem
37. establishing scholarships for residents of Ontario to enable them to pursue courses of study outside Ontario, and prescribing the terms and conditions under which they may be awarded and the courses of study that may be pursued; scholarships
38. respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1960, c. 94, s. 12 (1); 1964, c. 20, s. 3 (3); 1966, c. 40, s. 3; 1967, c. 20, s. 1; 1968, c. 28, s. 2, *amended*. miscellaneous

(2) Every contract executed by a person under twenty-one years of age that provides for the repayment of a loan made to such person out of the Provincial Student-Aid Loan Fund is binding upon such person and enforceable against him in the same manner and to the same extent as if he were over twenty-one years of age at the time he executed the contract. R.S.O. 1960, c. 94, s. 12 (2). Student-Aid Loan contracts

Regulations,  
grants

(3) Subject to the provisions of any statute in that behalf and to the approval of the Lieutenant Governor in Council, the Minister may make regulations,

- (a) providing for the apportionment and distribution of all moneys appropriated or raised by the Legislature for educational purposes;
- (b) prescribing the conditions governing the payment of legislative grants;
- (c) prescribing definitions of "approved cost" and "cost of operating" for the purpose of legislative grants to boards, and requiring that "approved cost" be subject to the approval of the Minister;
- (d) governing estimates that a board is required to prepare and adopt and expenditures that may be made by a board for any purpose. R.S.O. 1960, c. 94, s. 12 (3); 1968-69, c. 24, s. 4 (1).

Regulations,  
community  
programs,  
etc.

(4) Subject to the approval of the Lieutenant Governor in Council, the Minister may make regulations with respect to adult education, recreation, camping and physical education,

- (a) providing for programs therefor;
- (b) governing the granting of municipal recreation directors' interim and permanent certificates, and governing the renewal of municipal recreation directors' interim certificates;
- (c) authorizing,
  - (i) municipal councils to appoint recreation committees with the approval of the Minister, or authorizing two or more municipal councils of municipalities having a combined population of under 25,000 to appoint joint recreation committees with the approval of the Minister,
  - (ii) recreation committees or joint recreation committees to appoint directors, assistants and secretaries,
  - (iii) joint recreation committees or recreation committees in municipalities having a population of not less than 25,000, to appoint area recreation committees and area recreation directors,
  - (iv) two or more municipalities to enter into agreements,
  - (v) where territory without municipal organization is within the jurisdiction of one board, the board to appoint, with the approval of the Minister, one or more recreation committees for such territory without municipal organization, and

- (vi) where territory without municipal organization is within the jurisdiction of two boards, such boards to appoint, with the approval of the Minister, a joint recreation committee for such territory without municipal organization as may be agreed upon by the two boards,

for the purpose of programs of recreation;

- (d) prescribing the composition of recreation committees, joint recreation committees and area recreation committees, and fixing the number or maximum number of members thereof, for the purpose of programs of recreation;
- (e) prescribing definitions of joint recreation program, joint recreation committee, municipal recreation program, municipal recreation services, municipal recreation director, assistant municipal recreation director, recreation program, recreation committee;
- (f) prescribing a definition of "approved maintenance and operating costs" for the purpose of legislative grants for programs of recreation, and requiring that "approved maintenance and operating costs" be subject to the approval of the Minister.
- (g) providing for the apportionment and distribution of all moneys appropriated or raised by the Legislature for,
  - (i) programs of adult education, recreation, camping and physical education,
  - (ii) leadership training camps, and
  - (iii) the maintenance of historical, literary and scientific institutions;
- (h) prescribing the conditions governing the payment of grants for,
  - (i) programs of adult education,
  - (ii) programs of recreation, camping or physical education, and providing for the approval of the Minister in any condition, or
  - (iii) the maintenance of historical, literary and scientific institutions;
- (i) authorizing the Minister to determine the number of assistants and area community programs in respect of which grants may be paid for programs of recreation;
- (j) authorizing the payment, with the approval of the Minister, of special grants for programs of recreation, and fixing the amounts thereof. R.S.O. 1960, c. 94, s. 12 (4); 1968-69, c. 24, s. 4 (2).

Interpre-  
tation

(5) In subsection 4, "physical education" includes recreation for crippled persons under the age of nineteen years. R.S.O. 1960, c. 94, s. 12 (5).

Technical  
and  
vocational  
agreements,  
etc.

**13.**—(1) The Crown in right of Ontario, represented by the Minister, with the approval of the Lieutenant governor in Council, may make agreements with the Crown in right of Canada represented by the Minister of Manpower and Immigration of Canada respecting technical and vocational training and represented by the Minister of National Health and Welfare of Canada respecting physical fitness. 1962-63, c. 32, s. 2; 1967, c. 20, s. 2 (1).

Pupils at  
Indian  
schools

R.S.C. 1952,  
c. 149

(2) The Crown in right of Ontario, represented by the Minister, may make agreements with the Crown in right of Canada, represented by the Minister charged with the administration of the *Indian Act* (Canada), for the admission of pupils, other than Indians as defined in that Act, to schools for Indians operated under that Act. R.S.O. 1960, c. 94, s. 13 (2).

Bursaries  
and  
scholarships

(3) The Crown in right of Ontario, represented by the Minister, may make agreements with the Crown in right of Canada, represented by the Minister of Manpower and Immigration of Canada, respecting the establishment, awarding and payment of bursaries and scholarships to students eligible therefor under the regulations. R.S.O. 1960, c. 94, s. 13 (3); 1967, c. 20, s. 2 (2).

Establish-  
ment of  
technical  
institutes

**14.**—(1) Subject to the approval of the Lieutenant Governor in Council, the Minister may establish, name, maintain, conduct and govern schools for technical training in one or more branches of industry.

Agreements

(2) For the purpose of subsection 1, the Minister may enter into an agreement with any organization representing one or more branches of industry.

Naming of  
institutes

(3) A school providing instruction in one branch of industry shall be known as a provincial technical institute and in more than one branch of industry as a provincial polytechnical institute.

Conduct of  
technical  
institutes

(4) The Minister shall be assisted in the conduct of a provincial technical institute by an institute board and the institute board shall be assisted by an advisory committee.

polytechnical  
institutes

(5) The Minister shall be assisted in the conduct of a provincial polytechnical institute by an institute board, and the institute board shall be assisted by an advisory committee for each branch of industry in which training is given at the institute.

Cost of  
establish-  
ment and  
maintenance

(6) The cost of the establishment, maintenance and conduct of a provincial technical or polytechnical institute shall be payable out of moneys appropriated by the Legislature or received from Canada for the purposes of technical education, and out of moneys contributed by any organization that has entered into an agreement under subsection 2.



(7) Without restricting the generality of section 12, the Minister, subject to the approval of the Lieutenant Governor in Council, may make regulations with respect to such institutes, Regulations for institutes

- (a) providing for the composition of institute boards and advisory committees, and for the appointment by the Minister of the members thereof;
- (b) prescribing the duties and powers of institute boards and advisory committees;
- (c) respecting the holding of meetings of institute boards and advisory committees, the manner in which the meetings are to be called and conducted and the procedure thereat;
- (d) for the election or appointment of chairmen and secretaries of institute boards or advisory committees, and prescribing their duties;
- (e) for the establishment, with the approval of the Minister, of full-time day courses of study, special and part-time day courses of study, and evening courses of study;
- (f) requiring pupils to pay registration, tuition and laboratory fees and fixing the amount and manner of payment thereof;
- (g) classifying persons who may be admitted from outside Ontario and prescribing the fees payable by members of each class and the manner of payment thereof;
- (h) requiring pupils enrolled in a special or part-time day course of study or an evening course of study to pay tuition fees, and authorizing boards to fix the amount and manner of payment thereof.

(8) The board of a provincial technical or polytechnical institute may accept in lieu of any diploma or other requirement prescribed for admission to a course of study at the institute, Alternative admission requirements

- (a) such evidence of academic standing or course of training as the principal and advisory committee consider equivalent thereto; or
- (b) evidence, satisfactory to the principal and advisory committee, that the applicant for admission is competent to undertake the course of study. R.S.O. 1960, c. 94, s. 14.

**15.**—(1) Subject to the approval of the Lieutenant Governor in Council, the Minister may establish, name, maintain, conduct and govern colleges of applied arts and technology that offer programs of instruction in one or more fields of vocational, technological, general and recreational education and training in day or evening courses and for full-time or part-time students. Colleges of applied arts and technology

Council of  
Regents

(2) The Minister shall be assisted in the planning, establishment and co-ordination of programs of instruction and services for such colleges by a council to be known as the Ontario Council of Regents for Colleges of Applied Arts and Technology composed of such members as may be appointed by the Minister.

Boards of  
governors,  
advisory  
committees

R.S.O. 1970,  
c. 89

(3) There shall be a board of governors for each college of applied arts and technology, which shall be a corporation with such name as the Minister may designate and shall be composed of such members and have such powers and duties, in addition to those under *The Corporations Act* as varied by the regulations, as may be provided by the regulations, and each board shall be assisted by an advisory committee for each branch of a program of instruction offered in the college other than programs of instruction referred to in subsection 5.

Agreements

(4) For the purposes of subsection 1 and subject to the approval of the Minister, a board of governors may enter into an agreement with any organization representing one or more branches of industry or commerce or with any professional organization.

Idem

(5) Subject to the approval of the Minister, a board of governors of a college may enter into an agreement with a university for the establishment, maintenance and conduct by the university in the college of programs of instruction leading to degrees, certificates or diplomas awarded by the university.

Cost of  
establish-  
ment and  
maintenance

(6) The cost of the establishment, maintenance and conduct of a college shall be payable out of moneys appropriated therefor by the Legislature and out of moneys received from Canada for the purposes of technical education or other programs of instruction of the college, moneys contributed by organizations that have entered into agreements with the board of governors of the college, fees paid by students and moneys received from other sources. 1965, c. 28, s. 1, *part, amended*.

Regulations

(7) Without restricting the generality of section 12, the Minister, subject to the approval of the Lieutenant Governor in Council, may make regulations with respect to colleges of applied arts and technology,

- (a) providing for the composition of the Ontario Council of Regents for Colleges of Applied Arts and Technology;
- (b) providing for the composition of the boards of governors on a suitably representative basis and of the advisory committees thereof and for the appointment of the members of such boards and committees;
- (c) prescribing the powers and duties of boards of governors and advisory committees, the manner of calling and conducting the meetings thereof and the procedure for the election or appointment of chairmen and officers;

- (d) prescribing the type, content and duration of programs of instruction to be offered;
- (e) prescribing the requirements for admission to any program of instruction, and prescribing the terms and conditions upon which students may remain in, or be discharged from, any program of instruction;
- (f) for the granting of certificates and diplomas of standing following successful completion of any program of instruction;
- (g) prescribing the qualifications and conditions of service of members of the teaching staffs of such colleges;
- (h) providing for the payment of travelling allowances or expenses to members of the Ontario Council of Regents for Colleges of Applied Arts and Technology, boards of governors and advisory committees, and of the officers and employees of such colleges;
- (i) providing for the payment of a *per diem* allowance to the chairman and to the members of the Ontario Council of Regents for Colleges of Applied Arts and Technology;
- (j) requiring students to pay registration, tuition and laboratory fees in respect of any program of instruction, and fixing the amounts and manner of payment thereof;
- (k) providing for the admission of persons from outside Ontario, and prescribing fees payable by such persons in respect of any program of instruction and the manner of payment thereof;
- (l) providing for the incorporation of schools established under section 14 with such colleges. 1965, c. 28, s. 1, *part*; 1968-69, c. 24, s. 5.

(8) No regulation made under subsection 7 applies to a university or to programs of instruction given by a university in such colleges. 1965, c. 28, s. 1, *part*.

Application  
of  
regulations

**16.—**(1) The Ontario School for the Deaf for the education and instruction of the deaf and partially deaf is continued under the administration of the Minister.

Continua-  
tion of  
School for  
Deaf;

(2) The Ontario School for the Blind for the education and instruction of the blind and partially blind is continued under the administration of the Minister.

School for  
Blind

(3) Subject to the approval of the Lieutenant Governor in Council, the Minister may establish, maintain and operate one or more additional schools for the deaf or schools for the blind and shall designate the name of each school.

Additional  
schools

Regulations  
for School  
for the Deaf  
or Blind

(4) Without restricting the generality of section 12, the Minister, subject to the approval of the Lieutenant Governor in Council, may make regulations with respect to the said schools,

- (a) prescribing the terms and conditions upon which pupils may,
  - (i) be admitted to, and remain in, a school, and
  - (ii) be discharged from a school;
- (b) authorizing the Minister to appoint a committee to hear and determine any question concerning the eligibility for admission of an applicant;
- (c) prescribing the fees, if any, that shall be paid in respect of pupils or any class or classes thereof;
- (d) authorizing the payment of part or all of the transportation costs of pupils whose parents or guardians reside in Ontario, and fixing the maximum amount that may be paid;
- (e) prescribing the manner in which pupils shall dress while attending a school;
- (f) authorizing a superintendent to specify the type and minimum amount of clothing that a parent or guardian shall provide for a pupil;
- (g) requiring a parent or guardian to deposit a sum of money with the bursar of a school for the purpose of defraying the personal incidental expenses of a pupil, and fixing the amount of the deposit;
- (h) authorizing a superintendent to dismiss a pupil at any time for,
  - (i) misconduct or failure to make satisfactory progress in a school, or
  - (ii) serious or continued ill-health as certified by the duly qualified medical practitioner of the school;
- (i) authorizing the Minister to provide training for teachers in courses leading to a Certificate as Teacher of the Deaf or a Certificate as Teacher of the Blind.

Expenses

(5) The cost of the establishment, maintenance and conduct of the said schools shall be payable out of moneys appropriated therefor by the Legislature. R.S.O. 1960, c. 91, s. 15.

College of  
education

**17.**—(1) Subject to the approval of the Lieutenant Governor in Council, the Minister may,

- (a) establish, maintain and conduct colleges of education for the professional training and instruction of teachers; or
- (b) enter into an agreement with a university providing for the establishment, maintenance and conduct of such



college of education by the university, upon such terms and conditions as the Minister and the university may agree upon,

and may enter into arrangements for the use of any elementary or secondary school for practice teaching purposes or for the services of teachers in any secondary school as lecturers or instructors in the college.

(2) The cost of the establishment, maintenance and conduct of a college of education shall be payable out of moneys appropriated therefor by the Legislature. R.S.O. 1960, c. 94, s. 15. Expenses

**18.**—(1) Subject to the approval of the Lieutenant Governor in Council, the Minister may, Teachers' colleges, etc.

(a) establish, maintain and conduct teachers' colleges and summer and winter courses for the training and instruction of teachers; and

(b) enter into an agreement with any university or college providing for the establishment, maintenance and conduct of a teachers' college by the university or college, upon such terms and conditions as the Minister and the university or college may agree upon.

(2) The cost of the establishment, maintenance and conduct of teachers' colleges and summer and winter courses shall be payable out of moneys appropriated therefor by the Legislature. R.S.O. 1960, c. 94, s. 17. Expenses

**19.**—(1) The Minister may establish, maintain and conduct camps for leadership training. Leadership training camps

(2) The cost of the establishment, maintenance and conduct of leadership training camps shall be payable out of moneys appropriated therefor by the Legislature. R.S.O. 1960, c. 94, s. 18. Expenses

**20.**—(1) No private school shall be operated in Ontario unless it is registered in accordance with this section. Registration of private schools

(2) Every private school shall be registered with the Department on or before the 1st day of September in each year. 1961-62, c. 31, s. 2 (1, 2), *amended*. Time for registration

(3) Application for registration shall be in such form and with such particulars as the Minister may require. Application

(4) Where a private school is operated in contravention of subsection 1, Offence to operate private school without registration

(a) all persons concerned in the management of such school are severally guilty of an offence and on summary conviction are liable; or



- (b) where the school is operated by a corporation, the corporation is guilty of an offence and on summary conviction is liable,

to a fine of not more than \$25 for every day such school is operated in contravention of subsection 1.

Return

(5) The principal, headmaster or person in charge of a private school shall make a return to the Department furnishing such statistical information regarding enrolment, staff, courses of study and other information as and when required by the Minister, and any such person who fails to make such return within sixty days of the request of the Minister is guilty of an offence and on summary conviction is liable to a fine of not more than \$100. 1961-62, c. 31, s. 2 (3-5).

Inspection  
of school

(6) The Minister may direct one or more supervisory officers to inspect a private school, in which case each such supervising officer may enter the school at all reasonable hours and conduct an inspection of the school and any records or documents relating thereto, and every person who prevents or obstructs or attempts to prevent or obstruct any such entry or inspection is guilty of an offence and on summary conviction is liable to a fine of not more than \$200. 1961-62, c. 31, s. 2 (6), *amended*.

Inspection  
on request

(7) The Minister may, on the request of any person operating a private school, provide for inspection of the school in respect of the qualifications of the teachers and the standard of instruction in the subjects of grades 11 and 12 of the course or courses leading to the secondary school graduation diploma and may determine and levy a fee for this service.

Offence  
for false  
statement

(8) Every person who knowingly makes a false statement in an application for registration or an information return under this section is guilty of an offence and on summary conviction is liable to a fine of not more than \$200. 1961-62, c. 31, s. 2 (7, 8).

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